

REMARKS

Claims 1-30 are pending after this amendment.

Applicant has not made any amendments to the claims.

The remarks presented herein are in response to the Office Action dated August 11, 2006.

The Examiner rejected claims 1-30 under 35 USC 251 as being based upon a defective reissue oath or declaration of 09/815,873. Examiner stated that the oath/declaration failed to contain a statement that all errors which are being corrected in the reissue application up to the time of filing the oath/declaration arose without any deceptive intention on the part of the applicant.

Applicants are submitting a revised oath/declaration executed by Dean M. Drako which includes the requisite language. Applicants are also enclosing a Petition under Rule 37 C.F.R. § 1.47(a) and a Declaration of Facts in Support of Petition to File on Behalf of Omitted Inventors for Steven G. Roskowski and William T. Krein.

The submission of the enclosed oath/declaration, Petition and Declaration of Facts should overcome the rejection made by the Examiner under 35 USC 251 and place this application in condition for allowance.

On the basis of the above, consideration of this application and the early allowance of all claims herein are requested.

Should the Examiner wish to discuss the above remarks, or if the Examiner believes that for any reason direct contact with Applicants' representative would help to advance the prosecution of this case to finality, the Examiner is invited to telephone the undersigned at the number given below.

Respectfully submitted,
Steven G. Roskowski,
Dean M. Drako,
William T. Krein

Dated: January 10, 2006

By: 

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